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Attorney Docket No. 55325-8169.US00

#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

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OFFICE OF PETITION

IN RE APPLICATION OF:

Lasic, *et al.*

APPLICATION No.: 09/771,151

FILED: January 26, 2001

FOR: LIPOSOMES CONTAINING AN ENTRAPPED
COMPOUND IN SUPERSATURATED
SOLUTION

EXAMINER: Kishore

ART UNIT: 1615

CONF. No: 9729

**Petition to Revive Unintentionally Abandoned
Application under 37 C.F.R. § 1.137(b)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. The applicant hereby petitions for revival of the above-identified application, which apparently became abandoned on June 18, 2003 because the Amendment Under 37 C.F.R. § 1.116 filed June 17, 2003 failed to place the application in condition for allowance.

2. Reply Under 37 C.F.R. § 1.137(b)(1)

Enclosed herewith is a Request for Continued Examination (RCE).

3. Fee Under 37 C.F.R. § 1.137(b)(2)

Enclosed is a check covering the fee of \$1300.00 under 37 C.F.R. § 1.17(m).

4. Statement Under 37 C.F.R. § 1.137(b)(3)

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

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02 FC:1453

1300.00 OP

5. Duration of Abandonment (1203 OG 86-87, Oct. 21, 1997)

- ☒ This petition is being filed within 3 months of the date on which the applicant was first notified of the abandonment by a Advisory Action mailed July 3, 2003. Under current USPTO practice, further information regarding the abandonment is not required.

6. Terminal Disclaimer under 37 C.F.R. § 1.137(b)(4) and (c)

- ☒ Since this application was filed on or after June 8, 1995, no terminal disclaimer is required.

7. Additional Fees

- ☒ Please charge any underpayment in fees for timely consideration of this Petition to Deposit Account No. 50-2207.

Respectfully submitted,

Date: July 30, 2003

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